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Attorneys for Plaintiff/Counterdefendant SkyZone, LLC

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SKYZONE, LLC, a Nevada limited liability)	Case No. 2:10-cv-00567-ECR-RJJ
company,)	
)	JOINT STIPULATION AND
Plaintiff,)	ORDER TO VACATE CLAIM
)	CONSTRUCTION DATES
vs.)	
)	
FLIP N OUT, LLC, a Nevada limited liability)	
company, and DOES 1-20, inclusive,)	
)	
Defendants.)	
)	
And Related Counterclaims.)	

WHEREAS, the Court's Discovery Plan and Scheduling Order of September 27, 2010 set the deadline for initial claim construction briefs to thirty (30) days after the meet and confer conference, for rebuttal claim construction briefs to thirty (30) days after the filing of the initial claim construction briefs, and for expert disclosures on issues for which a party bears the burden of proof to thirty (30) days after the Court's claim construction decision,

WHEREAS, the parties agree to the following claim construction of U.S. Patent 5,624,122:

Term	Claim	Construction
"means to support each of said cables at their respective extremities"	1	The function is to support each of said cables at their respective extremities. The structure is posts and equivalents thereof.

WHEREAS, the parties agree that all other claim terms shall have their plain and ordinary meaning, and no claim construction is required for those terms,

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HERETO, through their respective counsel, that:

1. The deadlines for initial and rebuttal claim construction briefs are vacated; and
2. The deadline for expert disclosures on issues for which a party bears the burden of proof is thirty (30) days after the Court's approval of this Joint Stipulation.

IT IS SO STIPULATED:

Dated: December 22, 2010

By: /s/ Matthew D. Francis
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Dated: December 22, 2010

/s/ Michael K. Wall
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Attorneys for Defendant/Counterclaimant Flip
N Out, LLC.

1 Attorneys for Plaintiff/
2 Counterdefendant SkyZone, LLC
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11 IT IS SO ORDERED:

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13 UNITED STATES MAGISTRATE JUDGE

14 DATED: February 22, 2011
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16 **CERTIFICATE OF SERVICE**

17 Pursuant to FRCP 5(b), I certify that I caused the above and foregoing document
18 entitled **Joint Stipulation and [Proposed] Order to Vacate Claim Construction Dates** to be
19 served electronically by the court to all attorneys or parties on the Service List of the above-
20 entitled matter and/or:

21 ☐ by placing same to be deposited for mailing in the United States Mail with first
22 class postage thereon fully prepaid at Reno, Nevada; and/or

23 ☒ pursuant to LR 5-4 and the NEF system by electronic case filing to the attorneys/
24 parties listed below at the address indicated below:

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26 Jacob A. Reynolds, Esq.
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2
3 ☒ (**Federal**) I declare under penalty of perjury under the laws of the United States of
4 America that the foregoing is true and correct.

5 DATED: December 22, 2010, at Reno, Nevada.

6 /s/ Robert Hunter
7 An Employee of Watson Rounds
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